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Afni, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

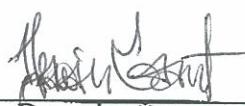
1 WHEREAS the parties desire and intend that the above-captioned action be
2 dismissed by Plaintiff DERWIN GRANT, with prejudice; and,

3 WHEREAS the parties have agreed each to bear their own fees and costs,

4 THEREFORE, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil
5 Procedure, the parties hereby stipulate that the entire action and all parties are
6 dismissed with prejudice.

7 DATED: August 21, 2007

8 DERWIN GRANT

9
10 By: 
11 Derwin Grant
Plaintiff

12 DATED: June ___, 2007

13 SIMMONDS & NARITA, LLP
14 TOMIO B. NARITA
15 JEFFREY A. TOPOR

16 By: _____
17 Jeffrey A. Topor
18 Attorneys for Defendant

19 [PROPOSED] ORDER

20 IT IS HEREBY ORDERED that the entire action and all parties be
21 dismissed pursuant to Fed. R. Civ. P. 41(a)(1)(ii).

22
23 **IT IS SO ORDERED.**

24
25 DATED: _____, 2007

26 JUDGE OF THE DISTRICT COURT

WHEREAS the parties desire and intend that the above-captioned action be dismissed by Plaintiff DERWIN GRANT, with prejudice; and,

WHEREAS the parties have agreed each to bear their own fees and costs,

THEREFORE, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, the parties hereby stipulate that the entire action and all parties are dismissed with prejudice.

DATED: June , 2007 DERWIN GRANT

By: Derwin Grant
Plaintiff

By: s/Jeffrey A. Topor

Jeffrey A. Topor
Attorneys for Defendant

[PROPOSED] ORDER

IT IS HEREBY ORDERED that the entire action and all parties be dismissed pursuant to Fed. R. Civ. P. 41(a)(1)(ii).

IT IS SO ORDERED.

8/24

DATED: , 2007

Chadieal Witt

JUDGE OF THE DISTRICT COURT

PROOF OF SERVICE

I, the undersigned, declare:

I am employed in the City and County of San Francisco, California. I am over the age of eighteen years and not a party to this action. My business address is 44 Montgomery Street, Suite 3010, San Francisco, California 94104-4816.

I am readily familiar with the business practices of my employer, Simmonds & Narita LLP, for the collection and processing of correspondence by mailing with the United States Postal Service and that said correspondence is deposited with the United States Postal Service that same day in the ordinary course of business.

On this date, I served a copy of the following document:

1) JOINT STIPULATION OF DISMISSAL; [PROPOSED] ORDER RE DISMISSAL

by causing such document to be placed in a sealed envelope for collection and delivery by the United States Postal Service to the addressee indicated below:

VIA U.S. MAIL

Derwin Grant
245 Henry Street
San Francisco, CA 94114
Plaintiff in Pro Per

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at San Francisco, California on this 22nd day of August, 2007.

Stephanie Schmitt